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and
12 LAWYERS' COMMITTEE FOR CIVIL RIGHTS
OF THE SAN FRANCISCO BAY AREA
13

14 *Additional counsel for plaintiffs listed on following page

15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA
17 SAN FRANCISCO DIVISION
18

19 AMERICAN CIVIL LIBERTIES UNION OF
NORTHERN CALIFORNIA and
20 LAWYERS' COMMITTEE FOR CIVIL
RIGHTS OF THE SAN FRANCISCO BAY
21 AREA,

22 Plaintiffs,

23 v.

24 U.S. IMMIGRATION AND CUSTOMS
ENFORCEMENT, an agency of the
25 Department of Homeland Security,

26 Defendant.
27
28

PJH 08-2744

**STIPULATION AND ~~[PROPOSED]~~
ORDER**

Additional counsel:

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1 Plaintiffs American Civil Liberties Union of Northern California and Lawyers'
2 Committee for Civil Rights of the San Francisco Bay Area (collectively, "Plaintiffs") and
3 Defendant U.S. Immigration and Customs Enforcement (hereafter, "Defendant"), by and through
4 their undersigned counsel, hereby stipulate as follows:

5 1. WHEREAS, on October 15, 2009, this Court issued an order setting the schedule
6 for summary judgment briefing as follows:

7 (a) Defendant's Motion for Summary Judgment is due on December 2, 2009;

8 (b) Plaintiffs' Opposition/Cross-Motion is due on January 6, 2010;

9 (c) Defendant's Reply/Opposition is due on January 27, 2010;

10 (d) Plaintiffs' Reply is due on February 17, 2010;

11 (e) Summary Judgment Hearing is to be held on March 17, 2010;

12 2. WHEREAS, since October 15, 2009, the parties have been actively engaged in
13 settlement discussions and have exchanged a draft settlement agreement and proposed order
14 whose terms are currently being negotiated;

15 3. WHEREAS, both parties require additional time to finalize the terms of the draft
16 settlement agreement in this action.

17 THEREFORE, for the convenience of all parties, the parties hereby STIPULATE AND
18 JOINTLY REQUEST THAT THE COURT:

19 (1) Vacate the current summary judgment briefing schedule;

20 (2) Allow the parties an additional 60 days, until February 1, 2010, to continue their
21 settlement negotiations and finalize their proposed settlement agreement.

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1 Dated: November 23, 2009

2
3 /s/ Isaac R. Campbell

/s/ Kathleen D. Patterson

4 JOHN R. TYLER
ISAAC R. CAMPBELL

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10 Attorneys for Defendant

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12 *I hereby attest that I have on file written permission to sign this joint status report from all*
13 *parties whose signatures are indicated by a "conformed" signature (/s/) within this e-filed*
14 *document.*

15 /s/ Kathleen D. Patterson

ORDER

Pursuant to stipulation, and good cause appearing therefore, IT IS HEREBY ORDERED that the parties' summary judgment briefing schedule is vacated, and the parties are granted an additional 60 days, until February 1, 2010, to continue their settlement negotiations and finalize their proposed settlement agreement.

IT IS SO ORDERED.

December 2

Dated: ~~November~~ ____, 2009

